

FAX 20.12.200

Peter Miller
See Str.27
71229 Leonberg
Germany

TO

Commissioner of Patents and
Trademarks
Washington DC 20231

RECEIVED
08 FEB 2001
Legal Staff
International Division

Rc.	US Appl.No:	09/646,764
	PCT Designation:	PCT/AU98/00199
	Internat. Filing Date:	July 17, 1995
	IA Filing Date:	11.24.00

The following can be treated as a PETITION and a COMPLAINT

The petition is to withdraw the holding of abandonment (Annex 1) under the provisions of 37 DFR 1.181 (no fee) - no abandonment-in-fact.

The complaint concerns the way PAT BOOKER, PARALEGAL or whoever is responsible for this office action (Annex 1) is handling this application. The procedure taken here can be described as nothing less than a deliberate attempt to harass the applicant.

The Notice of Abandonment (Annex 1) dated 24.11.00 is not in keeping with the spirit or word of the PTO's patent rules and regulations.

Annex 2 shows quite clearly my instructions for the collection of the filing fee from my deposit account with PTO.

Annex 3 (Statement of Account at 31 October, 2001) shows clearly that sufficient funds are available.

Regarding the reason for abandonment: „AGENT NOT AUTHORIZED”
37 CFR 1.33 (a) specifically states:

„All notices, official letters, and other communications in the case will be directed to the correspondence address or, if no such correspondence address is specified.....or, if no attorney or agent of record, to the applicant”

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FAX 20.12.200

-2-

Based on the evidence above, the applicant requests that the NOTICE OF ABANDONMENT dated 24 NOV 00 be vacated forthwith.

The applicant also requests

1. That the Legal and Examining Staff processing PCT applications in future desist in harassing inventors when dealing with them

and

2. that office actions with non-US residents with a DEADLINE for reply are either

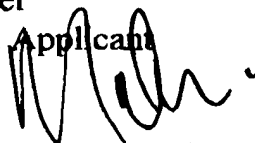
forwarded by AIR MAIL directly to the correspondence address

or

if the present postage system is retained, whereby correspondence is often routed through either SINGAPORE or ROTTERDAM apparently as part of bulk mail, then a mandatory addition of at least 1 MONTH to the DEADLINE PERIOD is made.

Peter A Miller

Inventor and Applicant



Attached are Annexes 1-3

09/646,764



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: ASSISTANT COMMISSIONER FOR PATENTS
Box PCT
Washington, D.C. 20231

5071

PCT/AU98/00199

09/646764
U.S. APPLICATION NO. 09/646764
LEONBERG
SEE STRASSE 27
71229 LEONBERG
FED REP GERMANY

FIRST NAMED APPLICANT

ATTY. DOCKET NO.

INTERNATIONAL APPLICATION NO.	
03/26/98	03/26/98
11/24/00	
I.A. FILING DATE	PRIORITY DATE

DATE MAILED

24 NOV 2000

NOTIFICATION OF ABANDONMENT

The United States Patent and Trademark Office in its capacity as

☐ a Designated Office (37 CFR 1.494), ☒ an Elected Office (37 CFR 1.495), has made the following determination:

- ☐ Applicant's letter of express abandonment received is in compliance with
CFR 1.138 and is hereby acknowledged.
- ☐ Applicant has failed to provide the full U.S. Basic National Fee by ☐ 20 months (37 CFR 1.494(b)(2)),
☐ 30 months (37 CFR 1.495(b)(2)).
- ☐ Applicant has failed to respond to the notification of MISSING REQUIREMENTS (Form
PCT/DO/EO/905), mailed within the time period set therein.
- ☐ Applicant has failed to properly respond to the notification of MISSING REQUIREMENTS (Form
PCT/DO/EO/905), mailed within the time period set therein. See the
attached NOTIFICATION OF DEFECTIVE RESPONSE (Form PCT/DO/EO/916).
- ☒ Other. *Agent not authorized [not able to collect filing fees]*

Therefore, the above identified application failed to meet the requirements of 35 U.S.C 371 and 37 CFR ☐ 1.494,
☐ 1.495 and is ABANDONED AS TO THE UNITED STATES OF AMERICA.

PAT BOOKER, PARALEGAL

Telephone: (703)305-3738

FORM PCT/DO/EO/909 (May 1993)

2

Peter Miller
See Str.27
71229 Leonberg
Germany
Tel/FX: 0049 7152 902234

18 SEPT 2000

Commissioner of Patents and
Trademarks
Washington DC 20231

Re. Transmittal of an IPC Patent Application
International Appl. No: PCT/AU98/00199 / WO 99/48590
Title of Invention: „A COST-EFFECTIVE BEER
BREWING SYSTEM”
International Filing Date: 26 MARCH 98

Enclosed are:

- 1) Transmittal Letter (PTO 1390)
- 2) Statement claiming small entity status (PTO SB 10)
- 3) Fee Sheet (charged to Miller Account with PTO)
- 4) Declaration (PTO SB 01)
- 5) PCT Specification (amended)

Peter Miller

Inventor and Applicant

